



**City of Scottsdale
Charter Review Task Force**

MARKED AGENDA

5:00 p.m., Monday, November 30, 2009
City Hall Kiva Forum, 3939 N. Drinkwater Blvd., Scottsdale, AZ 85251

Call to Order / Roll Call MEETING WAS CALLED TO ORDER AT 5:01 P.M. WITH ALL MEMBERS PRESENT

- 1. Approve Minutes from November 16, 2009 – JIM DEROUIN MOVED APPROVAL WITH THE CHANGE ON PAGE 6/13 STRIKING THE WORD “MUTE” AND REPLACING IT WITH THE WORD “MOOT.” CINDI EBERHARDT SECONDED. PASSED 7-0.**
- 2. Public Comment – JOHN WASHINGTON, GEORGE KNOWLTON, BILL CRAWFORD, PATTY BADENOCH AND SONNIE KIRTLEY SPOKE REGARDING DISTRICTING.**
- 3. Discussion and possible action regarding recommendations to the City Council regarding possible amendments to the Scottsdale City Charter**
 - a. Discuss possible recommendations for amendments to Article 11 relating to the City Court

SUSAN BITTER SMITH MOVED THAT ARTICLE 11, SEC. 1 BE AMENDED TO ADD “AS A SEPARATE JUDICIAL BRANCH OF CITY GOVERNMENT.” ALAN KAUFMAN SECONDED. MOTION PASSED 5-2 (CHARLIE SMITH, CINDI EBERHARDT)

SUSAN BITTER SMITH MOVED THAT ARTICLE 11, SEC. 3 BE AMENDED TO ADD, “THE PRESIDING JUDGE SHALL PROPOSE AND ADMINISTER THE COURT’S BUDGET CONSISTENT WITH CITY BUDGET AND FINANCE ORDINANCES AND POLICIES.” LISA JOHNSON STONE SECONDED. MOTION PASSED 6-1 (CHARLIE SMITH).

JIM DEROUIN MOVED THAT ARTICLE 11, SEC. 2 BE AMENDED AS DISCUSSED BY STRIKING THE WORD “OFFICER” AND REPLACE IT WITH THE WORD “JUDGE,” ADDING THE PHRASE “SHALL EXERCISE ADMINISTRATIVE SUPERVISION OVER THE CITY COURT,” STRIKING “AND SHALL SERVE FOR A PERIOD OF TWO (2) YEARS. HE SHALL RECEIVE SUCH COMPENSATION AS PROVIDED BY THE CITY COUNCIL AND MAY BE REMOVED BY THEM FOR CAUSE. THE CITY COUNCIL MAY APPOINT JUDGES PRO TEMPORE AS DEEMED NECESSARY.” AND ADDING “THE INITIAL TERM OF A PRESIDING JUDGE SHALL BE FOR TWO (2) YEARS. SUBSEQUENT REAPPOINTMENTS OF THE PRESIDING JUDGE SHALL BE FOR TERMS TO BE DETERMINED BY ORDINANCE, BUT IN ANY EVENT FOR NOT LESS THAN TWO YEARS. ADDITIONAL CITY JUDGES AND JUDGES PRO TEMPORE MAY



Persons with a disability may request a reasonable accommodation by contacting the City Clerk’s Office at (480) 312-2412. Requests should be made 24 hours in advance, or as early as possible, to allow time to arrange the accommodation. For TTY users, the Arizona Relay Service (1-800-367-8939) may contact the City Clerk’s Office at (480) 312-2412.

BE APPOINTED TO THE CITY COURT IN A MANNER PROVIDED BY ORDINANCE. THE CITY COUNCIL SHALL DETERMINE THE COMPENSATION TO BE PAID TO ALL CITY JUDGES, INCLUDING THE PRESIDING JUDGE, AND MAY REMOVE THEM FOR CAUSE.”. CHARLIE SMITH SECONDED. MOTION PASSED 7-0.

- b. Discuss possible recommendations for amendments to Article 2, Sections 2, 3, 4, and 11 and Article 9, Section 5 regarding changing the method of selection of council members from at large to district

DR. JIM SVARA PRESENTED ON THE SUBJECT OF DISTRICTS.

SUSAN BITTER SMITH MOVED THAT THE TASK FORCE SUGGEST THAT THE CITY COUNCIL CONSIDER WHETHER CHANGED CIRCUMSTANCES WARRANT ESTABLISHING A CITIZEN COMMITTEE TO REVIEW THE ISSUES OF DISTRICTS AND RELATED ISSUES WHICH COULD INCLUDE COUNCIL SALARIES, BOARD AND COMMISSION APPOINTMENTS, AND SIMILAR ISSUES. ALAN KAUFMAN SECONDED. PASSED 6-1 (CHARLIE SMITH).

- c. Discuss items continued from November 16, including possible recommendations for amendments in Article 2 relating to the duties of the mayor, and Article 3 relating to public hearings prior to termination for officers of the city

CHARLIE SMITH MOVED THAT THE TASK FORCE RECOMMEND THAT ARTICLE 2, SECTION 6 BE AMENDED AS PRESENTED TO STRIKE “THE CHAIRMAN OF THE COUNCIL AND PRESIDE OVER ITS MEETINGS. HE MAY MAKE AND SECOND MOTIONS AND SHALL HAVE A VOICE AND VOTE IN ALL ITS PROCEEDINGS” AND ADD “A VOTING MEMBER OF THE COUNCIL AND SHALL ATTEND AND PRESIDE AT MEETINGS OF THE COUNCIL; REPRESENT AND APPOINT MEMBERS OF THE COUNCIL TO REPRESENT THE COUNCIL IN INTERGOVERNMENTAL RELATIONSHIPS; PRESENT AN ANNUAL STATE OF THE CITY MESSAGE; APPOINT THE MEMBERS OF COUNCIL COMMITTEES; ASSIGN AGENDA ITEMS TO COMMITTEES; AND PERFORM OTHER DUTIES SPECIFIED BY THE COUNCIL AND ALLOWED BY LAW. ALL APPOINTMENTS AND ASSIGNMENTS MADE BY THE MAYOR SHALL BE SUBJECT TO THE APPROVAL OF THE COUNCIL.” CINDI EBERHARDT SECONDED. PASSED 7-0. CHAIRMAN TWIST ASKED THAT LANGUAGE AMENDING ARTICLE 2, SEC. 17 RELATING TO MAYOR AND COUNCIL STAFF BE ADDED TO THE DECEMBER 7 AGENDA.

ALAN KAUFMAN MOVED TO STRIKE THE FOLLOWING LANGUAGE IN ARTICLE 3, SECTION 1, THAT WAS APPROVED AT THE LAST MEETING, “ANY OFFICER OF THE CITY MAY WITHIN TEN (10) DAYS FROM THE DATE OF A VOTE OF REMOVAL, REQUEST A PUBLIC HEARING TO BE HELD NOT LATER THAN THIRTY (30) DAYS THEREAFTER.” JIM DEROUIN SECONDED. MOTION FAILED 1-6 (STEVE TWIST, JIM DEROUIN, CINDI EBERHARDT, CHARLIE SMITH, SUSAN BITTER SMITH, LISA JOHNSON STONE)

- d. Discuss possible recommendations for amendments to Article 6 relating to Finance and Taxation

CONTINUED UNTIL DECEMBER 7, 2009 MEETING

- e. Discuss possible recommendations for amendments to Article 7 relating to Ordinances and Resolutions

CONTINUED UNTIL DECEMBER 7, 2009 MEETING

- f. Discuss possible recommendations for amendments to Article 8 relating to Contracts

CONTINUED UNTIL DECEMBER 7, 2009 MEETING

4. Review, discuss, and possibly amend draft agenda for December 7, 2009 meeting

TOPICS AT THE NEXT MEETING WILL INCLUDE ARTICLE 2, SEC. 17 RELATING TO MAYOR/COUNCIL STAFF, THEN ARTICLES 6 – 8.

Adjournment MEETING ADJOURNED AT 7:12 P.M.